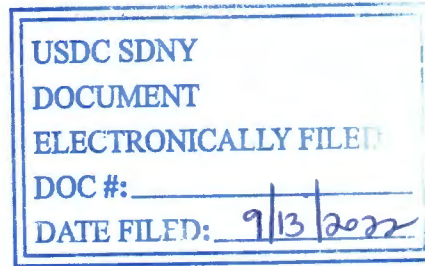


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



-----X
MARCUS THORPE,

Plaintiff,

19-CV-5995 (CM)(RWL)

-against-

CITY OF NEW YORK, NEW YORK CITY HEALTH
AND HOSPITALS CORPORATION, NEW YORK
CITY POLICE DEPARTMENT, HARLEM HOSPITAL,
NYCHHC POLICE OFFICER FRANCIS SENAJOR,
SHIELD #435, NYCHHC POLICE OFFICER
JONATHAN CARDONA, NYCHHC LIEUTENANT
THERESA BRITTO and NYCHHC SERGEANT
TYRONE JOSEPH,

Defendants.
-----X

ORDER

McMahon, J.:

The Court, for its rulings on the admissibility of trial exhibits, decides as follows:

A. PLAINTIFF'S EXHIBITS

1. The following Plaintiff's exhibits are admitted into evidence:

- | | |
|--------|---------|
| • PX-3 | • PX-7 |
| • PX-4 | • PX-8 |
| • PX-5 | • PX-11 |
| • PX-6 | |

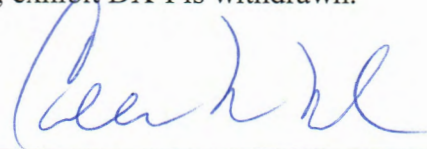
2. The following Plaintiff's exhibits are not admitted:

- | | |
|---------|---------|
| • PX-1 | • PX-14 |
| • PX-2 | • PX-15 |
| • PX-9 | • PX-16 |
| • PX-10 | • PX-17 |
| • PX-12 | • PX-18 |
| • PX-13 | • PX-19 |

B. DEFENDANTS' EXHIBITS

1. The following Defendants' exhibits are admitted into evidence:
 - DX-A
 - DX-B
 - DX-E, with the proper foundation and authentication by witness Carole Dominique
 - DX-F, with the proper foundation and authentication by witness Rosaline Fonkem
 - DX-G
2. Defendants' proposed defense exhibit D is **not** admitted.
3. The following proposed defense exhibits are admitted on Plaintiff's case:
 - The video surveillance footage at proposed defense exhibit C is admitted as Plaintiff's exhibits PX-3, PX-4, PX-5, and PX-6.
 - The Plaintiff's Harlem Hospital medical records at proposed defense exhibit H are admitted as Plaintiff's exhibit PX-11.
4. In the Final Pre-trial Conference, Defendants state that they withdraw proposed exhibit DX-I in light of this Court's ruling on Defendants' third motion *in limine*. (See Dkt. No. 172, at 2). DX-I was only designated in the event that the motion *in limine* was denied. It was granted. Accordingly, exhibit DX-I is withdrawn.

Dated: September 13, 2022



U.S.D.J.

BY ECF TO ALL COUNSEL